

WOOD, HERRON & EVANS, L.L.P.

BRUCE TITTEL
 DONALD F. FREI
 DAVID S. STALLARD
 J. ROBERT CHAMBERS
 GREGORY J. LUNN
 KURT L. GROSSMAN
 CLEMENT H. LUKEN, JR.
 THOMAS J. BURGER
 GREGORY F. AHRENS
 WAYNE L. JACOBS
 KURT A. SUMME
 KEVIN G. ROONEY
 KEITH R. HAUPP
 THEODORE R. REMAKLUS
 THOMAS W. HUMPHREY
 SCOTT A. STINEBRUNER
 DAVID H. BRINKMAN
 BEVERLY A. LYMAN, Ph.D.
 KRISTI L. DAVIDSON

2700 CAREW TOWER
 441 VINE STREET
 CINCINNATI, OHIO 45202-2917
 TELEPHONE: 513-241-2324
 FACSIMILE: 513-241-6234
 WEBSITE: www.whepatent.com
 PATENT, TRADEMARK, COPYRIGHT
 AND UNFAIR COMPETITION LAW
 AND RELATED LITIGATION
 EDMUND P. WOOD 1923-1988
 TRUMAN A. HERRON 1935-1976
 EDWARD B. EVANS 1936-1971

JOSEPH R. JORDAN
 C. RICHARD EBY
 KATHRYN E. SMITH
 P. ANDREW BLATT, Ph.D.
 DAVID E. JEFFERIES
 WILLIAM R. ALLEN, Ph.D.
 JOHN PAUL DAVIS
 DOUGLAS A. SCHOLER
 BRETT A. SCHATZ
 DAVID W. DORTON
 SARAH OTTE GRABER
 STEVEN W. BENINTENDI, Ph.D.
 RANDALL S. JACKSON, JR.
 CARL J. BRAUCH
 OF COUNSEL
 JOHN D. POFFENBERGER
 DAVID J. JOSEPHIC
 THOMAS W. FLYNN
 J. DWIGHT POFFENBERGER, JR.
 BRADLEY D. BECK

December 30, 2005

FACSIMILE COVER SHEET

RECEIVED
CENTRAL FAX CENTER

To: Technology Center 1762
 Examiner Bret P. Chen
 Fax: (571) 273-8300
 Central Fax Number

From: Kristi L. Davidson
 Re: Our File: RAJ-025
 Serial No. 10/711,717
 Pages: 17

DEC 30 2005

MESSAGE/COMMENTS

Attached herewith is the formal Response to Office Action
 submitted for the above-identified application

PLEASE DELIVER IMMEDIATELY TO
EXAMINER BRET P. CHEN

Enclosures: Facsimile Cover Sheet (1 pg.)
 Amendment Transmittal (2 pgs.)
 Response to Office Action (13 pgs.)
 Facsimile End Page (1 pg.)

The information in this facsimile message is ATTORNEY-CLIENT PRIVILEGED, WORK PRODUCT and/or CONFIDENTIAL INFORMATION intended only for the use of the individual or entity to whom this message is addressed. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering it to the intended recipient, you are hereby notified that any dissemination, distribution or reproduction of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via mail. Thank you. If transmission is interrupted or of poor quality, please notify us immediately by calling (513) 241-2324 and ask for the sender's assistant. OUR FAX NUMBER IS (513) 241-6234.

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Yamasaki et al.
 Serial No.: 10/711,717
 Filed: September 30, 2004
 Title: A METHOD AND SYSTEM FOR FORMING A PASSIVATED METAL LAYER
 Examiner: Bret P. Chen
 Group No.: 1762
 Attorney Docket: RAJ-025
 Confirmation No.: 5716

RECEIVED
 CENTRAL FAX CENTER
 DEC 30 2005

Mail Stop Amendment
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

December 30, 2005

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. Small Entity status is claimed.
- Other Than a Small Entity.
3. The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY	LARGE ENTITY
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Additional Fee
TOTAL *	16	MINUS **	20	0	x 25	\$ 0.00
INDEP. *	5	MINUS ***	3	2	x100	\$ 0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+180		+360
				TOTAL FEE	\$ 0.00	TOTAL FEE
						\$ 400.00

* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

No additional fee for claims is required.

4. Attached is a check in the sum of \$_____.
- Please charge Deposit Account No. 23-3000 in the amount of \$400.

5. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

Complete (a) or (b) as applicable.

(a) Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

Extension (months)	Fee for other than <u>small entity</u>	Fee for <u>small entity</u>
one month	\$ 120.00	\$ 60.00
two months	\$ 450.00	\$ 225.00
three months	\$ 1,020.00	\$ 510.00
four months	\$ 1,590.00	\$ 795.00
five months	\$ 2,160.00	\$ 1,080.00

Attached is a check in the amount of \$ _____ for the _____ month extension fee as required by 37 C.F.R. § 1.17(c).

Please charge Deposit Account No. 23-3000 in the amount of \$ _____.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

An extension for _____ months has already been secured and the fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested. Extension fee due with this request \$ _____.

OR

(b) Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that Applicant has inadvertently overlooked the need for a petition for extension of time.

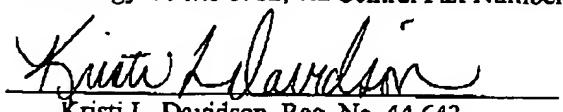
If any additional fee for claims or extension of time is required, Deposit Acct. No. 23-3000.

2700 Carew Tower
441 Vine Street
Cincinnati, Ohio 45202
(513) 241-2324 - voice
(513) 241-6234 - fax


Kristi L. Davidson
Kristi L. Davidson, Reg. No. 44,643

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence for Application No. 10/711,717 is being facsimile transmitted to Technology Center 1762, via Central Fax Number (571) 273-8300, on December 30, 2005.


Kristi L. Davidson, Reg. No. 44,643
KARAN025transmit.wpd

12/30/05
Date

DEC. 30. 2005 2:18PM 513 241 6234

RECEIVED
CENTRAL FAX CENTER

NO. 2174 P. 4

DEC 30 2005

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence
for Application No. 10/711,717 is being
facsimile transmitted to Technology Center
1762, via Central Fax Number (571) 273-8300
on December 30, 2005.

Kristi L. Davidson
Kristi L. Davidson, Reg. No. 44,643

Date

12/30/05

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/711,717
Filed: September 30, 2004
Group Art Unit: 1762
Examiner: Bret P. Chen
Applicant: Yamasaki et al.
Title: **METHOD AND SYSTEM FOR FORMING A PASSIVATED
METAL LAYER**
Attorney Docket: RAJ-025
Confirmation No.: 5716

Cincinnati, OH

December 30, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO OFFICE ACTION

This paper is responsive to the Office Action mailed September 30, 2005. The Examiner has indicated that claims 1-20 are pending in the application, claim 20 is withdrawn from consideration, and claims 1-19 are rejected. The following amendments and remarks are respectfully submitted.

01/03/2006 MBINAS 00000033 233800 10711717
01 FC:1201 400.00 DA